

CEMETERY BOARD MEETING

MINUTES

January 19, 2011

The Cemetery Board met on January 19, 2011, at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The following members were present:

Randolph Gleason, Chair
David Gilliam, Vice-Chair
Isabel Berney
Leonard Muse
Pamela Jo Lundy
Jane Garland

DPOR staff present for all or part of the meeting included:

Gordon Dixon, Director
Mark Courtney, Deputy Director
Christine Martine, Executive Director
Bonnie Rhea Adams, Director of Complaint
Analysis & Resolution
Herb Nichols, Investigator
Earlyne Perkins, Legal Analyst
Emily Trent, Administrative Assistant

Elizabeth Peay, from the Office of the Attorney General was present.

Randolph Gleason called the meeting to order at 9:02 AM

Call to Order

A motion was made by Mr. Gilliam and seconded by Ms. Berney to approve the agenda. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

Agenda

A motion was made by Ms. Berney and seconded by Mr. Gilliam to approve the following minutes: September 30, 2010, Informal Fact-Finding Conference; October 20, 2010, Board Meeting; November 9, 2010, Informal Fact-Finding Conference and January 4, 2011, Informal Fact-Finding Conference. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

Minutes

Michael Doherty, Virginia Cemetery Association member, addressed the Board concerning House Bill 2018. No action was taken by the Board.

Public Comment

In the matter of **File Number 2011-01928, Marvin Wilson**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Berney and seconded by Mr. Muse to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Wilson's application for a cemetery sales personnel registration. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-01928,
Marvin Wilson

In the matter of **File Number 2011-01929, Marvin Wilson**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Berney and seconded by Mr. Muse to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Wilson's application for a cemetery sales personnel registration. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-01929,
Marvin Wilson

In the matter of **File Number 2011-01930, Marvin Wilson**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Berney and seconded by Mr. Muse to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Wilson's application for a cemetery sales personnel registration. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-01930,
Marvin Wilson

In the matter of **File Number 2011-01931, Marvin Wilson**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Berney and seconded by Mr. Muse to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Wilson's application for a cemetery sales personnel registration. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-01931,
Marvin Wilson

In the matter of **File Number 2011-01932, Marvin Wilson**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Berney and seconded by Mr. Muse to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Wilson's application for a cemetery sales personnel registration. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-01932,
Marvin Wilson

In the matter of **File Number 2011-01933, Marvin Wilson**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Berney and seconded by Mr. Muse to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Wilson's application for a cemetery sales personnel registration. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-01933,
Marvin Wilson

In the matter of **File Number 2011-01934, Marvin Wilson**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Berney and seconded by Mr. Muse to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Wilson's application for a cemetery sales personnel registration. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-01934,
Marvin Wilson

In the matter of **File Number 2011-02423, Mark O'Neill**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. O'Neill's application for a cemetery sales personnel registration, correcting in the Summary of the Informal Fact-Finding Conference Mr. O'Neill's middle name as Andrew and not Anthony. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-02423,
Mark O'Neill

In the matter of **File Number 2011-02420, Anthony Woolbright**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Mr. Muse and seconded by Mr. Gilliam to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Woolbright's application for a cemetery sales personnel registration with the following amendment: Mr. Woolbright's registration is subject to an agreement for licensure for a period of two years wherein Mr. Woolbright and his supervisor would provide quarterly reports to the Board. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-02420,
Anthony Woolbright

In the matter of **File Number 2011-02421, Anthony Woolbright**, the Board reviewed the record which consisted of the application file, transcript and exhibits, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Mr. Muse and seconded by Mr. Gilliam to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and, after consideration of the criteria contained in § 54.1-204.B of the *Code of Virginia*, approve Mr. Woolbright's application for a cemetery sales personnel registration with the following amendment: Mr. Woolbright's registration is subject to an agreement for licensure for a period of two years wherein Mr. Woolbright and his supervisor would provide quarterly reports to the Board. The motion passed unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2011-02421,
Anthony Woolbright

In the matter of **File Number 2010-05639, SCI Virginia Funeral Services, Inc.**, the Board reviewed the Consent Order as seen and agreed to by SCI Virginia Funeral Services, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein SCI Virginia Funeral Services, Inc. admits to (2 **violations**) of §54.1-2327.A (Count 1) of the *Code of Virginia*, admits to (24 **violations**) of §54.1-2315.3 (Count 2) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, and \$100.00 for the violations contained in Count 2, and agrees to pay \$150.00 in Board costs for a total of \$2,950.00. The motion passed by majority vote. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, and Lundy. Member voting "No" was Muse.

File Number 2010-05639,
SCI Virginia Funeral
Services, Inc.

In the matter of **File Number 2010-05255, Southern Memorial Sales,**

File Number 2010-05255,

LLC, the Board reviewed the Consent Order as seen and agreed to by Southern Memorial Sales, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Southern Memorial Sales, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

Southern Memorial Sales, LLC

In the matter of **File Number 2010-05258, Southern Memorial Sales Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Southern Memorial Sales Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Southern Memorial Sales Subsidiary, Inc. admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05258, Southern Memorial Sales Subsidiary, Inc.

In the matter of **File Number 2010-05352, Star City Memorial Sales, LLC**, the Board reviewed the Consent Order as seen and agreed to by Star City Memorial Sales, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Star City Memorial Sales, LLC. admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, no monetary penalty for Count 2, and no Board costs, for a total of \$400.00. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05352, Star City Memorial Sales, LLC

In the matter of **File Number 2010-05356, Star City Memorial Sales Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Star City Memorial Sales Subsidiary, Inc. A motion was

File Number 2010-05356, Star City Memorial Sales Subsidiary, Inc.

made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Star City Memorial Sales Subsidiary, Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary or Board costs for the violation contained in Count 1. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

In the matter of **File Number 2010-05360, Stitham, LLC**, the Board reviewed the Consent Order as seen and agreed to by Stitham, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Stitham, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

**File Number 2010-05360,
Stitham, LLC**

In the matter of **File Number 2010-05359, Stitham Subsidiary Inc.**, the Board reviewed the Consent Order as seen and agreed to by Stitham Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Stitham Subsidiary, Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

**File Number 2010-05359,
Stitham Subsidiary Inc.**

In the matter of **File Number 2010-04790, Sunset Memorial Gardens, LLC**, the Board reviewed the Consent Order as seen and agreed to by Sunset Memorial Gardens, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Sunset Memorial Gardens, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(3 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no

**File Number 2010-04790,
Sunset Memorial
Gardens, LLC**

monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

In the matter of **File Number 2010-04793, Sunset Memorial Gardens Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Sunset Memorial Gardens Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Sunset Memorial Gardens Subsidiary, Inc. admits to (**3 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-04793,
Sunset Memorial
Gardens Subsidiary, Inc.

In the matter of **File Number 2010-05273, Temple Hill, LLC**, the Board reviewed the Consent Order as seen and agreed to by Temple Hill, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Temple Hill, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, and \$200.00 for the violations contained in Count 2, and agrees to pay \$150.00 in Board costs for a total of \$950.00. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05273,
Temple Hill, LLC

In the matter of **File Number 2010-05275, Temple Hill Subsidiary Corp.**, the Board reviewed the Consent Order as seen and agreed to by Temple Hill Subsidiary Corp. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Temple Hill Subsidiary Corp. admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, for a total of \$400.00. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam,

File Number 2010-05275,
Temple Hill Subsidiary
Corp.

Gleason, Lundy and Muse.

In the matter of **File Number 2010-04795, Virginia Memorial Service, LLC**, the Board reviewed the Consent Order as seen and agreed to by Virginia Memorial Service, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Virginia Memorial Service, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-04795,
Virginia Memorial
Service, LLC

In the matter of **File Number 2010-04809, Virginia Memorial Service Subsidiary Corporation**, the Board reviewed the Consent Order as seen and agreed to by Virginia Memorial Service Subsidiary Corporation. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Virginia Memorial Service Subsidiary Corporation admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-04809,
Virginia Memorial
Service Subsidiary
Corporation

In the matter of **File Number 2010-05292, Cemetery Investments, LLC**, the Board reviewed the Consent Order as seen and agreed to by Cemetery Investments, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Cemetery Investments, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05292,
Cemetery Investments,
LLC

In the matter of **File Number 2010-05294, Cemetery Investments Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Cemetery Investments Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Cemetery Investments Subsidiary, Inc. admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05294,
Cemetery Investments
Subsidiary, Inc.

In the matter of **File Number 2010-05384, Altavista Memorial Park Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Altavista Memorial Park Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Altavista Memorial Park Subsidiary, Inc. admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05384,
Altavista Memorial Park
Subsidiary, Inc.

In the matter of **File Number 2010-05380, Altavista Memorial Park, LLC**, the Board reviewed the Consent Order as seen and agreed to by Altavista Memorial Park, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Altavista Memorial Park, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05380,
Altavista Memorial Park,
LLC

In the matter of **File Number 2010-05510, Birchlawn Burial Park Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and

File Number 2010-05510,
Birchlawn Burial Park

agreed to by Birchlawn Burial Park Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Birchlawn Burial Park Subsidiary, Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

Subsidiary, Inc.

In the matter of **File Number 2010-05503, Birchlawn Burial Park, LLC**, the Board reviewed the Consent Order as seen and agreed to by Birchlawn Burial Park, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Birchlawn Burial Park, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05503,
Birchlawn Burial Park,
LLC

In the matter of **File Number 2010-05265, Covenant Acquisition, LLC**, the Board reviewed the Consent Order as seen and agreed to by Covenant Acquisition, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Covenant Acquisition, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, \$200.00 for each violation contained in Count 2, and agrees to pay \$150.00 in Board costs for a total of \$950.00. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05265,
Covenant Acquisition,
LLC

In the matter of **File Number 2010-05269, Covenant Acquisition Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Covenant Acquisition Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Covenant Acquisition Subsidiary, Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of*

File Number 2010-05269,
Covenant Acquisition
Subsidiary, Inc.

Virginia, and agrees to a monetary penalty of \$100.00 for each violation contained in Count 1, for a total of \$200.00. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

In the matter of **File Number 2010-05513, Alleghany Memorial Park, LLC**, the Board reviewed the Consent Order as seen and agreed to by Alleghany Memorial Park, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Alleghany Memorial Park, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05513,
Alleghany Memorial
Park, LLC

In the matter of **File Number 2010-05515, Alleghany Memorial Park Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Alleghany Memorial Park Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Alleghany Memorial Park Subsidiary, Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05515,
Alleghany Memorial
Park Subsidiary, Inc.

In the matter of **File Number 2010-05260, Shenandoah Memorial Park Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Shenandoah Memorial Park Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Shenandoah Memorial Park Subsidiary, Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265

File Number 2010-05260,
Shenandoah Memorial
Park Subsidiary, Inc.

and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

In the matter of **File Number 2010-05261, Shenandoah Memorial Park, LLC**, the Board reviewed the Consent Order as seen and agreed to by Shenandoah Memorial Park, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Shenandoah Memorial Park, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

**File Number 2010-05261,
Shenandoah Memorial
Park, LLC**

In the matter of **File Number 2010-05305, Russell Memorial Cemetery Subsidiary, Inc.**, the Board reviewed the Consent Order as seen and agreed to by Russell Memorial Cemetery Subsidiary, Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Russell Memorial Cemetery Subsidiary, Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

**File Number 2010-05305,
Russell Memorial
Cemetery Subsidiary,
Inc.**

In the matter of **File Number 2010-05302, Russell Memorial Cemetery, LLC**, the Board reviewed the Consent Order as seen and agreed to by Russell Memorial Cemetery, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Russell Memorial Cemetery, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland,

**File Number 2010-05302,
Russell Memorial
Cemetery, LLC**

Gilliam, Gleason, Lundy and Muse.

In the matter of **File Number 2010-05290, Roselawn Development Subsidiary Corporation**, the Board reviewed the Consent Order as seen and agreed to by Roselawn Development Subsidiary Corporation. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Roselawn Development Subsidiary Corporation admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05290,
Roselawn Development
Subsidiary Corporation

In the matter of **File Number 2010-05287, Roselawn Development, LLC**, the Board reviewed the Consent Order as seen and agreed to by Roselawn Development, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Roselawn Development, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05287,
Roselawn Development,
LLC

In the matter of **File Number 2010-05228, Rose Lawn Cemeteries Subsidiary Incorporated**, the Board reviewed the Consent Order as seen and agreed to by Rose Lawn Cemetery Subsidiary Incorporated. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Rose Lawn Cemetery Subsidiary Incorporated admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05228,
Rose Lawn Cemetery
Subsidiary Incorporated

In the matter of **File Number 2010-05219, Rose Lawn Cemeteries, LLC**, the Board reviewed the Consent Order as seen and agreed to by Rose Lawn Cemeteries, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Rose Lawn Cemeteries, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05219,
Rose Lawn Cemeteries,
LLC

In the matter of **File Number 2010-05491, Rockbridge Memorial Gardens, LLC**, the Board reviewed the Consent Order as seen and agreed to by Rockbridge Memorial Gardens, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Rockbridge Memorial Gardens, LLC admits to (**2 violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (**2 violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05491,
Rockbridge Memorial
Gardens, LLC

In the matter of **File Number 2010-05495, Rockbridge Memorial Gardens Subsidiary Co.**, the Board reviewed the Consent Order as seen and agreed to by Rockbridge Memorial Gardens Subsidiary Co. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Rockbridge Memorial Gardens Subsidiary Co. admits to (**2 violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05495,
Rockbridge Memorial
Gardens Subsidiary Co.

In the matter of **File Number 2010-05498, PVD Acquisitions Subsidiary Inc.**, the Board reviewed the Consent Order as seen and

File Number 2010-05498,
PVD Acquisitions

agreed to by PVD Acquisitions Subsidiary Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein PVD Acquisitions Subsidiary Inc. admits to (2 **violations**) of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

Subsidiary Inc.

In the matter of **File Number 2010-05496, PVD Acquisitions, LLC**, the Board reviewed the Consent Order as seen and agreed to by PVD Acquisitions, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein PVD Acquisitions, LLC admits to (2 **violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (2 **violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05496,
PVD Acquisitions, LLC

In the matter of **File Number 2010-05296, Henry Memorial Park, LLC**, the Board reviewed the Consent Order as seen and agreed to by Henry Memorial Park, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Henry Memorial Park, LLC admits to (2 **violations**) of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to (2 **violations**) of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, no monetary penalty for the violations contained in Count 2, for a total of \$400.00. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05296,
Henry Memorial Park,
LLC

In the matter of **File Number 2010-05299, Henry Memorial Park Subsidiary Inc.**, the Board reviewed the Consent Order as seen and agreed to by Henry Memorial Park Subsidiary Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed

File Number 2010-05299,
Henry Memorial Park
Subsidiary Inc.

Consent Order offer wherein Henry Memorial Park Subsidiary Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

In the matter of **File Number 2010-05367, Loewen Virginia Subsidiary Inc.**, the Board reviewed the Consent Order as seen and agreed to by Loewen Virginia Subsidiary Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Loewen Virginia Subsidiary Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05367,
Loewen Virginia
Subsidiary Inc.

In the matter of **File Number 2010-05364, Loewen (Virginia) LLC**, the Board reviewed the Consent Order as seen and agreed to by Lowen (Virginia) LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Loewen (Virginia) LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, no monetary penalty for the violations contained in Count 2, for a total of \$400.00. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting “Yes” were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05364,
Loewen (Virginia) LLC

In the matter of **File Number 2010-05192, Laurel Hill Memorial Park Subsidiary Inc.**, the Board reviewed the Consent Order as seen and agreed to by Laurel Hill Memorial Park Subsidiary Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Laurel Hill Memorial Park Subsidiary Inc. admits to **(3 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to a monetary penalty of \$100.00 for each violation

File Number 2010-05192,
Laurel Hill Memorial
Park Subsidiary Inc.

contained in Count 1, for a total of \$300.00. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

In the matter of **File Number 2010-05191, Laurel Hill Memorial Park, LLC**, the Board reviewed the Consent Order as seen and agreed to by Laurel Hill Memorial Park, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Laurel Hill Memorial Park, LLC admits to **(2 violations)** of §54.1-2327.A (Count 1) of the *Code of Virginia*, admits to **(3 violations)** of §54.1-2325.3 (Count 2) of the *Code of Virginia*, and agrees to a monetary penalty of \$200.00 for each violation contained in Count 1, and \$100.00 for each violation contained in Count 2, and agrees to pay no Board costs for a total of \$700.00. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05191,
Laurel Hill Memorial
Park, LLC

In the matter of **File Number 2010-05238, Oak Hill Cemetery Subsidiary Inc.**, the Board reviewed the Consent Order as seen and agreed to by Oak Hill Cemetery Subsidiary Inc. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Oak Hill Cemetery Subsidiary Inc. admits to **(2 violations)** of §54.1-2325.A (Count 1) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files 2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

File Number 2010-05238,
Oak Hill Cemetery
Subsidiary Inc.

In the matter of **File Number 2010-05254, Oak Hill Cemetery, LLC**, the Board reviewed the Consent Order as seen and agreed to by Oak Hill Cemetery, LLC. A motion was made by Mr. Gilliam and seconded by Ms. Berney to accept the proposed Consent Order offer wherein Oak Hill Cemetery, LLC admits to **(2 violations)** of §54.1-2319 (Count 1) of the *Code of Virginia*, admits to **(2 violations)** of §54.1-2325.A (Count 2) of the *Code of Virginia*, and agrees to no monetary penalty or Board costs. Board costs have been imposed in Consent Orders for companion files

File Number 2010-05254,
Oak Hill Cemetery, LLC

2010-05265 and 2010-05273, where the Respondents are fellow subsidiary companies of Stonemore Partners, L.P. Therefore, board costs are not imposed for this file. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

DPOR staff and legal counsel updated the Board on the status of the Stonecrest Financial, Inc. t/a Meadow-Brooke Memorial Gardens bankruptcy. No action was taken by the Board. **Administrative**

A motion was made by Ms. Berney and seconded by Mr. Muse to send a letter to the bankruptcy court expressing concerns about handling of trust funds. The motion passed by unanimously. Members voting "Yes" were Berney, Garland, Gilliam, Gleason, Lundy and Muse.

The Board recessed from 9:50 a.m. to 10:05 a.m.

Break

Board member training was conducted by Deputy Director, Mark Courtney. **Administrative**

A motion was made by Mr. Gilliam and seconded by Ms. Lundy to grant Board counsel the authority to file any legal pleading as needed with the bankruptcy court in the Stonecrest Financial, Inc. t/a Meadow-Brooke Memorial Gardens matter. The motion passed unanimously. Members voting "Yes" were Berney, Gilliam, Gleason and Kirsch.

The meeting adjourned at 11:00 A.M.

Adjourn

Randolph Gleason, Chair

Gordon Dixon, Secretary